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8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA  
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11 ARISTA RECORDS, LLC, a Delaware  
12 limited liability company; et al.,

13 Plaintiffs,

14 vs.

15 MYXER INC., f/k/a/ mVISIBLE  
16 TECHNOLOGIES, INC. and DOES 1-  
10, inclusive,

17 Defendants.  
18  
19

Case No. CV 08-03935 GAF(JCx)

Hon. Gary A. Feess

~~[PROPOSED]~~ ORDER GRANTING  
STIPULATION OF DISMISSAL OF  
ALL CLAIMS OF PLAINTIFF UMG  
RECORDINGS, INC. WITH  
PREJUDICE AS TO MICHAEL  
"MYK" WILLIS, SCOTT KINNEAR  
AND RON HARRIS AND WITHOUT  
PREJUDICE AS TO MYXER INC.,  
BUT RETAINING JURISDICTION  
PENDING DISMISSAL OF MYXER  
INC. WITH PREJUDICE

1 Upon consideration of the parties' Joint Stipulation of Dismissal of All Claims  
2 of Plaintiff UMG Recordings, Inc. ("UMG") With Prejudice as to Michael "Myk"  
3 Willis, Scott Kinnear and Ron Harris and Without Prejudice as to Myxer Inc. (the  
4 "Stipulation"), and good cause appearing therefore,

5 IT IS HEREBY ORDERED THAT:

- 6 (1) UMG's claims against Myk Willis, Scott Kinnear and Ron Harris are  
7 dismissed with prejudice pursuant to Fed.R.Civ.Pro. 41(a), without costs or  
8 attorneys' fees to UMG and/or Defendants and with none of UMG and/or  
9 Defendants as a prevailing party;
- 10 (2) Myxer Inc. shall be dismissed without prejudice pursuant to Fed.R.Civ.Pro.  
11 41(a), without costs or attorneys' fees to UMG and/or Defendants and with  
12 none of UMG and/or Defendants as a prevailing party. The Court shall  
13 retain jurisdiction for the limited purpose of allowing the parties to file a  
14 subsequent second stipulation, on or about ninety-one days following the  
15 filing of the Stipulation, dismissing Myxer Inc. with prejudice upon the  
16 occurrence of certain contractual conditions between the parties, as set forth  
17 in the Stipulation.

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19 Dated: August 12, 2011

  
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Hon. GARY A. FEES  
U.S. District Court Judge